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FOREIGN PATENTS AND TRADEMARKS

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February 12, 1963

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582-339
HKS
WCH

E. R. Helferich, Esq.
Messrs. Watson, Leavenworth, Kelton
& Taggart
100 Park Avenue
New York 17, New York

Dear Mr. Helferich:

to HKK
Re: Philip Morris Incorporated
Canadian Patent Appln. 836,111
File 582-339 For.

1. We have been advised of the issuance of the first Official Action in this case, copy attached.
2. In the first part of the Action, you will note that the Examiner has cited three Canadian patents and three U. S. patents and is of the view that the invention as claimed in this case is anticipated by the aforementioned references. Copies of the cited patents are on order and you should be receiving same soon.
3. Going on to the next paragraph of the Action, the objection to claim 8 will be dealt with by making this claim appendant only to claims 5 and 6 and then adding a new claim along the lines set out in present claim 8, said new claim being made appendant only to claim 7. Similarly, claim 9 will be revised so as to make it appendant to claims 5 and 6 only while two additional claims will be inserted, said new claims being made appendant to claims 7 and 8 only.
4. The objection to informal claim 16 is proper and we propose to cancel this claim.
5. In the last paragraph of the Action, the Examiner is calling for information regarding the corresponding U. S. case. Will you therefore advise us of the references which have been cited against said U. S. including the arguments used to overcome said references. If the claims of said U. S. case have been revised to avoid said references, please let us know. In addition, please let us know if the U. S. case was involved in an interference proceeding and also advise us of the form of the claims allowed, if any.

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February 12, 1963

6. The final term for filing a reply to the Action will expire on July 15, 1963 and we are looking forward to receiving your instructions at your earliest convenience.

Very truly yours,

LANGNER PARRY CARD & LANGNER

MJW:RB
Enc.

BY *Imrayne*

FILED July 15 1963
RECEIVED July 14 1963
BY END
NOTED

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